

**Supplement to Amended Acknowledgment and
Amended Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

Ent 411382 Bk A557 Pg 145
Date: 19-DEC-2008 10:04AM
Fee: None
Filed By: CC
CAROLYNE MADSEN, Recorder
DUCHESE COUNTY CORPORATION
For: STATE OF UTAH

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Duchesne County known as 13500 South; County Road Number: 36; State Geographic Information Database (SGID) Road Identification Number: RD070026.

This document supplements and supports the information contained in the document first recorded at Ent 393660, Bk A500, Beg Pg 348, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 12/27/2007 at Ent 401375 Bk A525 Beg Pg 673. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 16th day of December, 2008.

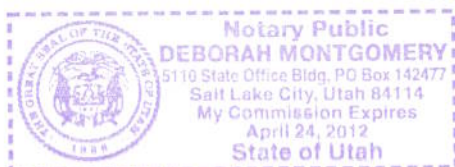
By the Governor's Designee


John Harja

CERTIFICATION

State of Utah)
: ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.



Dated this 16th day of December, 2008.


Notary Public

Exhibit A

Ent 411382 Bk A0557 Pg 0146

AFFIDAVIT OF JOHN URESK

ENC 411382 Bk A0557 Pg 0147

13500 SOUTH ROAD

DUCHESNE COUNTY, UTAH

DUCHESNE COUNTY ROAD 36

State of Utah)
 : ss.
County of Uintah)

I, JOHN URESK, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on January 5, 1922, in Myton, Duchesne County, Utah. I have lived in Duchesne County all of my life. I was employed by the Duchesne County Road Department from 1952 to 1978. During the time of my employment with Duchesne County I used heavy machinery to construct and grade roads in the summer and to open snowbound roads in the winter.

2. I have traveled and am familiar with 13500 South Road, Duchesne County Road 36 and the land it traverses.

3. I took the following steps to verify that 13500 South Road I refer to in this affidavit and Duchesne County Road 36 (the " Road") are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the Road I

refer to herein.

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4. I personally traveled the Road from the early 1930s and continuing through 1976 to 2003 ("the Time Period of My Experience"). It is the reputation in the community that the Road was traveled as early as the early 1900s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2003, it followed the same route as in the early 1930s, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily. Based upon my observation during the Time Period of My Experience, the road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

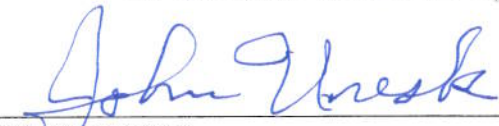
7. During the Time Period of My Experience I have personally traveled the Road by automobile, pickup truck and county maintenance vehicles, and I have observed others from the general public using the Road by the same means and hay trucks, semis and oil field trucks.

8. During the Time Period of My Experience I have personally used the Road for county road maintenance, farming and traveling in and through the area and I have observed others from the general public using the Road for the same purposes and oil and gas exploration.

9. During the Time Period of My Experience I personally performed maintenance and construction activities on the Road.

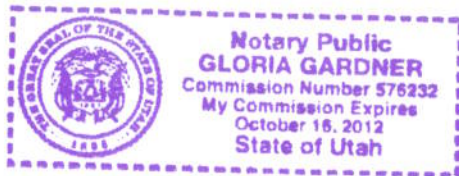
DATED this 7 day of December, 2008.

Ent 411382 Bk A0557 Pg 0149



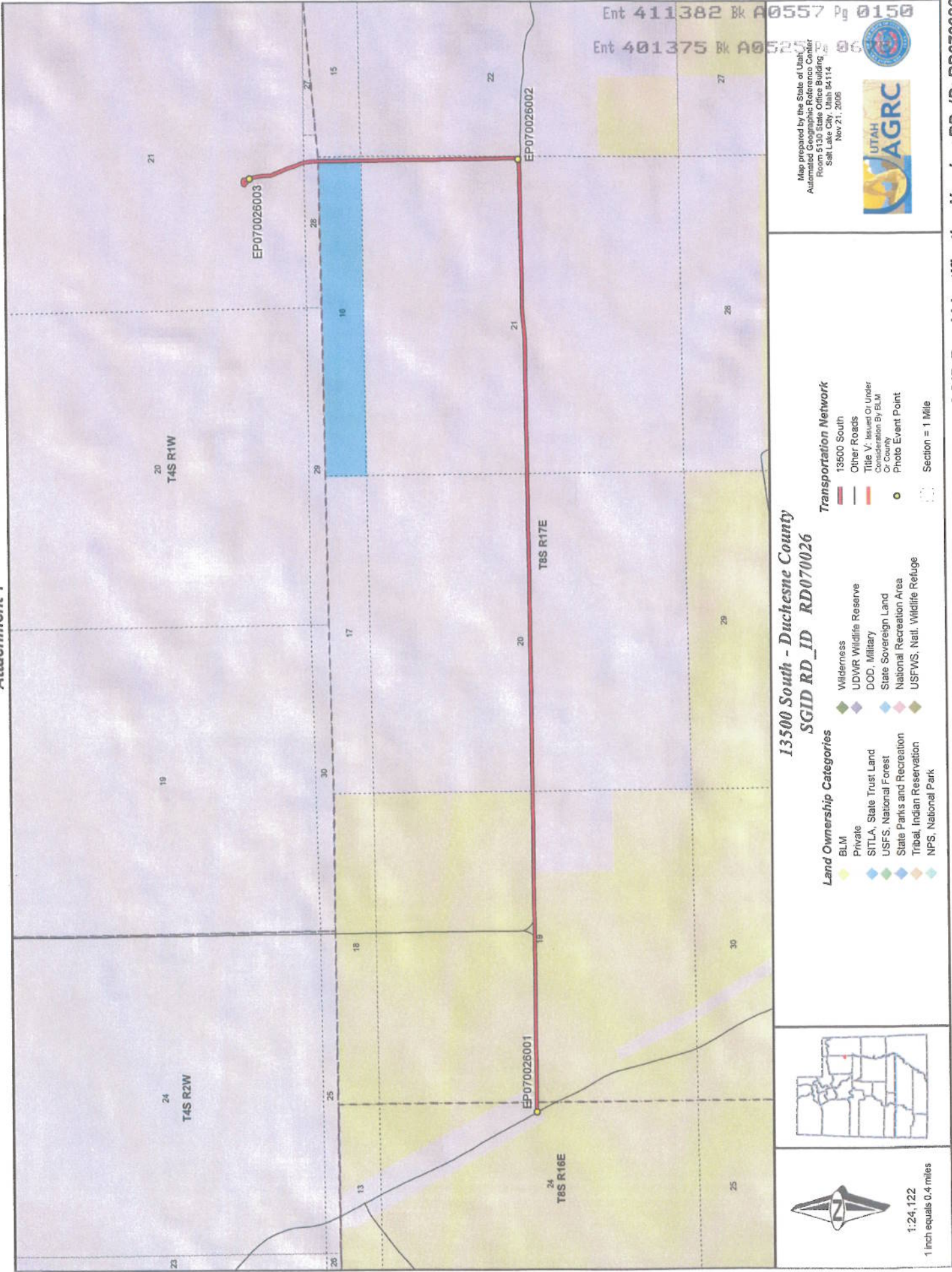
JOHN URESK

SUBSCRIBED AND SWORN to before me this 9th day of December, 2008.





NOTARY PUBLIC



AFFIDAVIT OF LEON FILLINGIM

13500 SOUTH

DUCHESNE COUNTY, UTAH

Ent 411382 Bk A0557 Pg 0151

DUCHESNE COUNTY ROAD 36

State of Utah)
 : ss.
County of Duchesne)

I, LEON FILLINGIM, testify and declare under oath as follows:

1. I am an adult competent to testify about the matters set forth in this affidavit. My testimony is based upon my personal knowledge and experience. I was born on May 21, 1938, in Vernal, Uintah County, Utah. I have lived in Duchesne County all of my life. I supervised the maintenance of Roads in Duchesne County as Superintendent of the County Road Department from 1988 to 1996. I was also a road grader operator from 1964 to 1988. During the time of my employment with Duchesne county I used heavy machinery to construct and grade roads in the summer and to open snowbound roads in the winter.

2. I have traveled and am familiar with 13500 South, Duchesne County Road 36 and the land it traverses.

3. I took the following steps to verify that the Road I refer to in this affidavit and 13500 South (the " Road") are the same road:

a. I examined a large Duchesne County map depicting the Road in relation to other roads, intersections and landmarks. I observed the Road on the large map verifying that it is accurately depicted on the map and it is the road I refer to herein.

b. I examined the map attached to this affidavit depicting the Road and surrounding area and verified that the Road is accurately depicted on the map and is the road I refer to herein.

4. I personally traveled the Road from 1964 through 1976 and continuing until 2008, ("the Time Period of My Experience"). It is the reputation in the community that the Road was traveled as early as the early 1900s, prior to my earliest recollection.

5. When I last traveled and observed the Road in 2008, it followed the same route as in 1964, when I first traveled and observed it.

6. During the Time Period of My Experience the Road has been traveled daily. Based upon my observation during the Time Period of My Experience, the road was continuously used as a public thoroughfare by members of the public for public purposes whenever it was necessary and convenient for them to do so and I have never known the use of the road to have been interrupted by any means.

7. During the Time Period of My Experience I have personally traveled the Road by various means, including pickup truck and county maintenance vehicles and I have observed others from the general public use the Road by the same means and oil and gas exploration vehicles, farm vehicles, horse trailers, semis and cattle trucks.

8. During the Time Period of My Experience I have personally used the Road for county road maintenance and I have observed others from the general public using the Road for livestock operations, oil and gas exploration and farming.

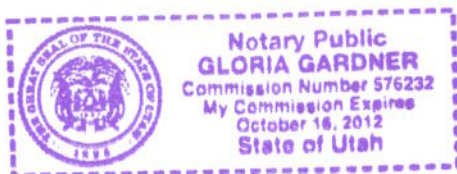
9. Prior to 1976, I personally graded this Road and performed maintenance activities on this Road. The Road was paved in the mid 1990s.

DATED this 7 day of December, 2008.

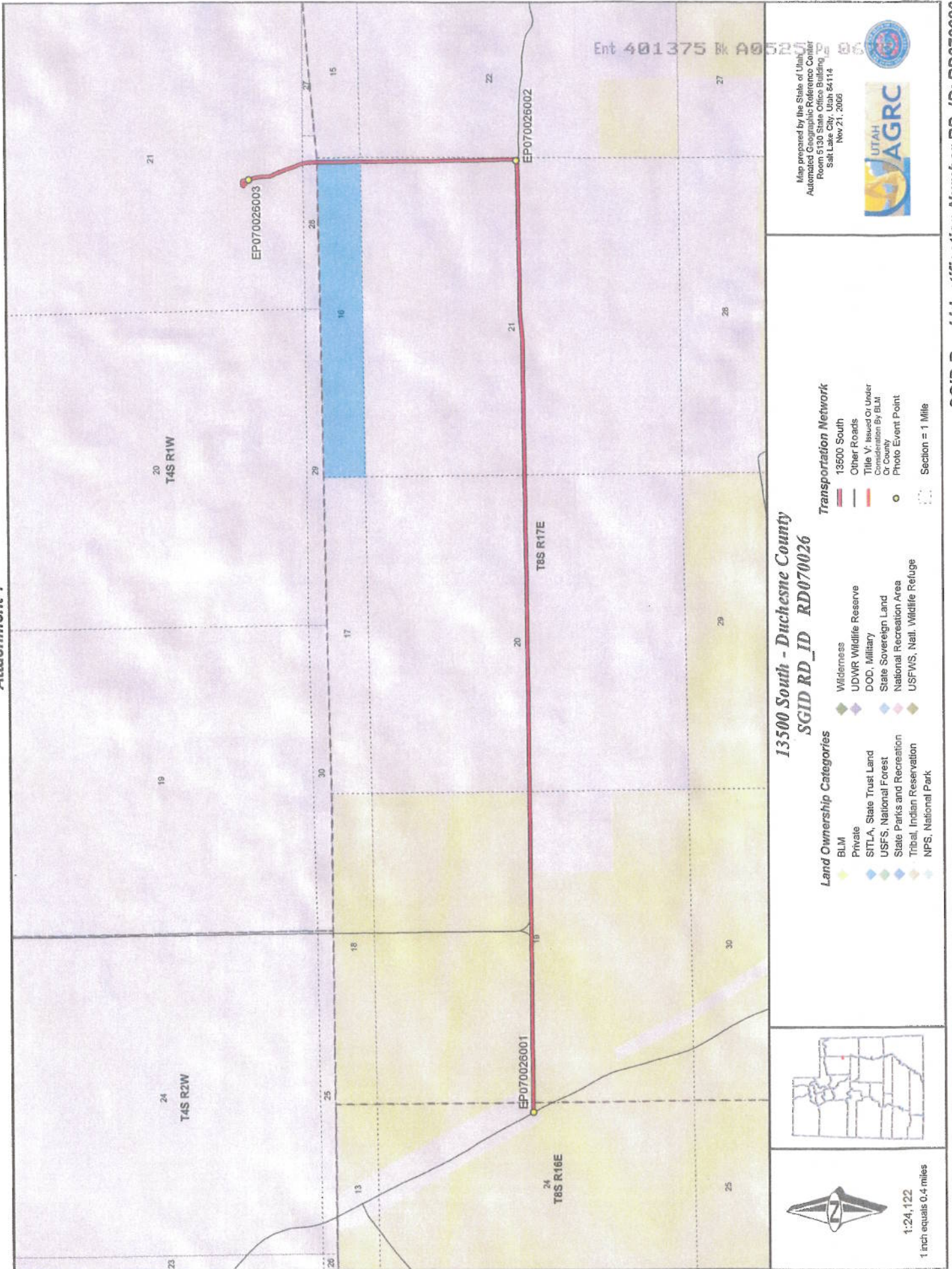
Leon Fillingim
LEON FILLINGIM

SUBSCRIBED AND SWORN to before me this 9th day of December, 2008.

Gloria Gardner
NOTARY PUBLIC



Attachment 1



Ex. B

Beginning & Ending Points and Township, Range, and Section References For:**Popular Name: 13500 South****County: Duchesne****County Road Number: 36****State Geographic Information Database (SGID) Road Identification Number: RD070026.****Total Road Length: 3.92 miles more or less.**

Beginning at a point on the road centerline located at 40 degrees 06 minutes 12.58 seconds North Latitude and -110 degrees 03 minutes 31.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,043,533.9 feet and Y = 7,209,670.0 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 06 minutes 56.68 seconds North Latitude and -110 degrees 00 minutes 10.99 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,059,040.1 feet and Y = 7,214,387.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 4 South Range 1 West, Section(s) 21, 28, Uintah Basin Base & Meridian

Township 8 South Range 16 East, Section(s) 24, Salt Lake Base & Meridian

Township 8 South Range 17 East, Section(s) 16, 19, 20, 21, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.